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**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TENNESSEE**

**Teddy Tweed,**

Plaintiff,

v.

**Diversified Consultants, Inc.,**

Defendant.

Case No.

Complaint and Demand for Jury Trial

**COMPLAINT**

TEDDY TWEED (“Plaintiff”), by his attorneys, KIMMEL & SILVERMAN, P.C.,  
alleges the following against DIVERSIFIED CONSULTANTS, INC. (“Defendant”):

**INTRODUCTION**

1. Plaintiff’s Complaint is based on the Fair Debt Collection Practices Act, 15 U.S.C. §1692 *et seq.* (“FDCPA”).

**JURISDICTION AND VENUE**

2. Jurisdiction of this court arises pursuant to 15 U.S.C. § 1692k(d), which states that such actions may be brought and heard before “any appropriate United States District Court without regard to the amount in controversy,” and 28 U.S.C. § 1331 grants this court original jurisdiction of all civil actions arising under the laws of the United States.

3. Defendant conducts business in the State of Tennessee and therefore, personal jurisdiction is established.

4. Venue is proper pursuant to 28 U.S.C. § 1391 (b)(1) and (b)(2).

**PARTIES**

5. Plaintiff is a natural person residing in Greeneville, Tennessee 37744.



1 19. Defendant's actions as described herein were taken with the intent to harass, upset,  
2 and coerce Plaintiff to pay the alleged debt.

3  
4 **COUNT I**  
5 **DEFENDANT VIOLATED §§1692d and d(5) OF THE FDCPA**

6 20. Plaintiff incorporates the foregoing paragraphs as though the same were set forth  
7 at length herein.

8 21. Section 1692d of the FDCPA prohibits debt collectors from engaging in any  
9 conduct the natural consequence of which is to harass, oppress or abuse any person, in  
10 connection with the collection of a debt.

11 22. Section 1692d(5) of the FDCPA prohibits debt collectors from causing a telephone  
12 to ring or engaging any person in telephone conversation repeatedly or continuously with intent  
13 to annoy, abuse, or harass any person at the called number.

14 23. Defendant violated both Section 1692d and 1692d(5) of the FDCPA when it placed  
15 repeated harassing telephone calls to Plaintiff and when it continued to call knowing that its calls  
16 were unwanted.  
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19  
20 WHEREFORE, Plaintiff, TEDDY TWEED, respectfully prays for a judgment as follows:

- 21 a. All actual damages suffered pursuant to 15 U.S.C. § 1692k(a)(1);  
22 b. Statutory damages of \$1,000.00 for the violation of the FDCPA pursuant to 15  
23 U.S.C. § 1692k(a)(2)(A);  
24 c. All reasonable attorneys' fees, witness fees, court costs and other litigation costs  
25 incurred by Plaintiff pursuant to 15 U.S.C. § 1693k(a)(3); and  
26 e. Any other relief deemed appropriate by this Honorable Court.  
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1  
2 **DEMAND FOR JURY TRIAL**

3 PLEASE TAKE NOTICE that Plaintiff, TEDDY TWEED, demands a jury trial in his  
4 case.  
5

6  
7 RESPECTFULLY SUBMITTED,

8 KIMMEL & SILVERMAN, P.C..

9 DATED: January 9, 2020

10 By: /s/ Amy L. Bennecoff Ginsburg  
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